

Representative Casey Snider proposes the following substitute bill:

ANIMAL FEEDING OPERATIONS

AMENDMENTS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Joel Ferry

Senate Sponsor: _____

LONG TITLE

General Description:

This bill modifies provisions related to animal feeding operations.

Highlighted Provisions:

This bill:

► provides that the Department of Agriculture and Food regulate animal feeding operations; and

► repeals county authority to adopt a county large concentrated animal feeding operation land use ordinance.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

ENACTS:

4-1-112, Utah Code Annotated 1953

REPEALS:

17-27a-1101, as enacted by Laws of Utah 2021, Chapter 244



26 17-27a-1102, as enacted by Laws of Utah 2021, Chapter 244

27 17-27a-1103, as enacted by Laws of Utah 2021, Chapter 244

28 17-27a-1104, as enacted by Laws of Utah 2021, Chapter 244



30 *Be it enacted by the Legislature of the state of Utah:*

31 Section 1. Section 4-1-112 is enacted to read:

32 **4-1-112. Animal feeding operations.**

33 (1) As used in this section, "animal feeding operation" means a lot or facility where:

34 (a) animals have been, are, or will be stabled or confined and fed or maintained for a
35 total of 45 days or more in any 12-month period; and

36 (b) crops, vegetation, forage growth, or post-harvest residues are not sustained in the
37 normal growing season over any portion of the lot or facility.

38 (2) (a) Except as provided in Subsection (2)(b), the department is responsible for the
39 regulation of the siting, operation, and oversight of an animal feeding operation in this state,
40 including a concentrated animal feeding operation, in a manner consistent with applicable
41 federal and state environmental protection statute or rule.

42 (b) The Division of Water Quality may regulate an animal feeding operation only to the
43 extent allowed under Title 19, Chapter 5, Water Quality Act.

44 (3) A political subdivision of the state may not regulate the siting, operation, or
45 oversight of an animal feeding operation, including a concentrated animal feeding operation.

46 Section 2. **Repealer.**

47 This bill repeals:

48 Section 17-27a-1101, Title.

49 Section 17-27a-1102, Definitions.

50 Section 17-27a-1103, County adoption of a county large concentrated animal
51 feeding operation land use ordinance.

52 Section 17-27a-1104, Criteria considered in adopting the geographic area of a
53 county large concentrated animal feeding operation land use ordinance -- Maps --

54 **Exception.**

55 Section 3. **Effective date.**

56 If approved by two-thirds of all the members elected to each house, this bill takes effect

57 upon approval by the governor, or the day following the constitutional time limit of Utah
58 Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto,
59 the date of veto override.